

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ENERGY BRANDS, INC. d/b/a

Plaintiff,

v.

SPIRITUAL BRANDS, INC. and
ELICKO TAIEB,

Defendants.
-----X

Case No. 07-10644 (DC)

**Defendants' Notice of
Motion to Dismiss**

PLEASE TAKE NOTICE that Defendants Spiritual Brands, Inc. ("Spiritual Brands") and Elicko Taieb ("Taieb"), through their attorneys Zarin & Associates P.C., hereby move to dismiss Plaintiff Energy Brands, Inc. ("Energy Brands") Complaint, pursuant to Fed. R. Civ. P. 12(b)(2), for lack of personal jurisdiction.

Date: May 2, 2008

Zarin & Associates P.C.



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